



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

July 28, 1998

CERTIFIED RETURN RECEIPT
Z 230 747 341

Lon Thomas
American Stone, Inc.
4040 South 300 West
Salt Lake City, Utah 84107

Re: Operator Appeal of Division Notice of Agency Action, American Stone Company, Incorporated, Peoa Blonde Quarry, S/043/012, and Heber Quarry, S/051/001, Summit and Wasatch Counties, Utah

Dear Mr. Thomas:

We are in receipt of your July 27, 1998 telefaxed letter wherein you formally register an appeal to the Division's July 20, 1998 Notice of Agency Action and Division Directive for the Heber and Peoa Blonde quarries. Your appeal letter also requests a 30-day stay of the agency action. The Division hereby grants your 30-day stay request with the following conditions:

1. Continue with the clean up activities of the spilled oil/fuel, garbage, trash and other mining related debris from the exposed waste dump slopes at the Heber Quarry. This action must be *completed* in accordance with the timeframes established in the July 20, 1998 Notice of Agency Action (i.e., August 5, 1998).
2. The Informal Hearing before the Division Director is scheduled for 3:00 p.m., August 4th, Tuesday, at the Division of Oil, Gas and Mining (1594 West North Temple, Suite 1210).

Please come prepared to discuss the specifics of each mine site relative to your position on the Division's preliminary findings of non-compliance with the Minerals Rules as outlined in our July 20, 1998 Notice of Agency Action. Please contact me at 538-5306 or Wayne Hedberg at 538-5286 if you have any questions or concerns regarding the content or timeframes outlined in this letter.

Sincerely,


Mary Ann Wright
Associate Director, Mining

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cc:

Lowell Braxton, Director
Dan Moquin, AAG
Wayne Hedberg, DOGM
Lynn Kunzler, DOGM